

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2008-105918-001 DT

10/16/2008

HON. GARY E. DONAHOE

CLERK OF THE COURT  
S. Yoder  
Deputy

STATE OF ARIZONA

ZACH MURPHY

v.

MARCUS LADALE DAMPER (001)

MONIQUE WILHITE

VICTIM SERVICES DIV-CA-CCC

TRIAL MINUTE ENTRY  
DAY ONE

State's exhibits 1 through 128 are marked for identification.

State's Attorney:	Zach Murphy
Defendant's Attorney:	Monique Wilhite
Defendant:	Present
Court Reporter:	Laura Ashbrook

11:24 a.m. This is the time set for trial to jury.

The jury panel is present.

Voir dire examination commences.

12:02 p.m. Court stands at recess.

1:37 p.m. Court reconvenes with the Defendant and respective counsel present.

Court Reporter Laura Ashbrook is present.

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The jury panel is present.

Voir dire examination continues.

3:06 p.m. The jury panel leaves the courtroom; court remains in session.

Procedural issues are discussed.

3:10 p.m. Court stands at recess.

3:29 p.m. Court reconvenes with the Defendant and respective counsel present.

Court Reporter Laura Ashbrook is present.

The jury panel is present.

Voir dire examination continues.

3:56 p.m. The jury panel leaves the courtroom; court remains in session.

Strikes for hardship and cause are made.

4:02 p.m. Court stands at recess while counsel make their peremptory strikes.

4:34 p.m. Court reconvenes with the Defendant and respective counsel present.

Court Reporter Laura Ashbrook is present.

The jury panel is not present.

Defense counsel makes a *Batson* challenge based on the State's strike of Juror No. 18.

Argument is presented.

Based on the argument of counsel and for the reasons stated on the record, the Court finds that Defendant has not carried his burden of proving purposeful discrimination. Accordingly,

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IT IS HEREBY ORDERED denying Defendant's *Batson* challenge; the strike of Juror No. 18 remains.

4:42 p.m. The jury panel is present.

Trial jurors are seated.

FILED: Jury List.

The jury is given a brief admonition and excused for the day.

The Court makes a record of a discussion held in chambers with counsel.

4:50 p.m. Court stands at recess until Monday, October 20, 2008 at 10:30 a.m.